IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 28TH AUGUST 2006 / 6TH BHADRA 1928

Bail Appl..No. 5109 of 2006

CRIME NO. 8/2006 OF EXCISE RANGE, THALASSERY

PETITIONER/ACCUSED

T.RATNESH @ RETNESH KUMAR,
S/O.RAVEENDRAN, REMYA NIVAS, ULIYIL P.O.,
MATTANNUR, KANNUR DISTRICT.

BY ADV. SRI.CIBI THOMAS

RESPONDENTS: COMPLAINANT/STATE

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1. THE EXCISE INSPECTOR, THALASSERY.

2. STATE REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5109/2006

DATED THIS THE 28TH DAY OF AUGUST, 2006

O R D E R

The petitioner was arrested on 26.7.2006, with 100 bottles of Indian made foreign liquor, each bottle containing 180 ml, when the same was transported in a goods auto rickshaw, driven by the petitioner. C.R.No. 8/2006 of Excise Range, Thalassery, was registered against him, for the offence punishable under Section 55 (a) of the Abkari Act. He remains in judicial custody. Hence this application, under Section 439 Cr.P.C.

2. After hearing both sides and considering the materials on record, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Additional Chief Judicial Magistrate Court, Thalassery.

(b). The petitioner shall report before the Investigating Officer, once in a week, on every Friday, between 10.00 a.m and 11.00 a.m., for a period of three months, starting from 1.9.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs